

10/578579

1A/20 Rec'd PTO 03 MAY 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Ralf KUHNER, et al. §  
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Conf. No.: Not Yet Assigned § Group Art Unit: Not Yet Assigned  
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Appln. No.: Not Yet Assigned § Examiner: Not Yet Assigned  
§  
§  
Filing Date: Not Yet Assigned § Attorney Docket No.: 052460-15US  
§ (M/ERB-119 PC/US)  
Title: CONTROL DEVICE FOR CONTROLLING ELECTROMEDICAL APPLIANCES

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Enclosed is an Information Disclosure Citation Form PTO/SB/08A and/or 08B in accordance with 37 C.F.R. § 1.98(a)(1) and (a)(2) listing all patents, publications, applications, and/or other information being submitted for consideration which may be material to the patentability of this application and/or for which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56. Also enclosed are copies of each of the foreign patents and/or non-patent literature documents cited therein but not copies of any U.S. patents and/or U.S. patent application publications in accordance with 37 C.F.R. § 1.98(a)(2). However, we will provide copies upon request.

Some of the enclosed references were cited in an International Search Report (copy enclosed) dated February 15, 2005 from the European Patent Office concerning counterpart International Application No. PCT/EP2004/012261. Additional references are cited and discussed in a German Office Action (copy enclosed) dated June 3, 2004. An English language translation of pertinent portions of the German Office Action is attached hereto.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

No fee is believed to be due in connection with the filing of this Information Disclosure Statement since it is being filed within three months of the filing date of the above-identified

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application. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 50-1017

AP20RECD13.P10 03 MAY 2006

It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A and/or 08B be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

Respectfully submitted,

Ralf KUHNER, et al.

May 3, 2006  
(Date)

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Enclosures

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> ( Not for submission under 37 CFR 1.99)		Application Number	364308579		
		Filing Date			
		First Named Inventor	Ralf KUHNER et al.		
		Art Unit			
		Examiner Name			
		Attorney Docket Number	052460-15US MERB119PCUS		

**U.S.PATENTS**

Examiner Initial*	Cite No	Patent Number	Kind Code†	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
/MF/	1	6017354		2000-01-25	CULP et al.	
	2	6051797		2000-04-18	MEINEL	
	3	5712460		1998-01-27	CARR et al.	
	4	5777602		1998-07-07	SCHALLER et al.	
/MF/	5	6280436	B1	2001-08-28	FREEMAN et al.	

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**U.S.PATENT APPLICATION PUBLICATIONS**

Examiner Initial*	Cite No	Publication Number	Kind Code†	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
/MF/	1	20020156466	A1	2002-10-24	SAKURAI et al.	

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <small>( Not for submission under 37 CFR 1.99 )</small>	Application Number	
	Filing Date	
	First Named Inventor	Ralf KUHNER et al.
	Art Unit	
	Examiner Name	
	Attorney Docket Number	052460-15US MERB119PCUS

/MF/	2	20020115917	A1	2002-08-22	HONDA et al.	
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#### FOREIGN PATENT DOCUMENTS

Examiner Initial*	Cite No	Foreign Document Number <sup>3</sup>	Country Code <sup>2</sup> 	Kind Code <sup>4</sup>	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>
/MF/	1	203 12 016	DE	U1	2003-11-20	steute Schaltgerate GmbH		<input type="checkbox"/>
	2	1 217 640	EP	A2	2002-06-26	Pizzato Elettrica S.r.l.		<input checked="" type="checkbox"/>
	3	02/32354	WO	A1	2002-04-25	Alcon, Inc.		<input checked="" type="checkbox"/>
	4	102 21 787	DE	A1	2003-01-09	J. Morita Mfg. Corp.		<input type="checkbox"/>
	5	41 25 313	DE	A1	1993-02-04	Ritter GmbH Dentaleinrichtungen		<input type="checkbox"/>
	6	695 27 537	DE	T2	2003-03-06	Chiron Vision Corp.		<input type="checkbox"/>
	7	198 01 152	DE	A1	1999-07-22	Siemens AG		<input type="checkbox"/>
↓ /MF/	8	197 30 456	DE	A1	1999-01-21	Gebruder Berchtold GmbH		<input type="checkbox"/>

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		Examiner Name	
Attorney Docket Number		052460-15US MERB119PCUS	

/MF/	9	0 864 293	EP	A1	1998-09-16	Hewlett-Packard Company		<input checked="" type="checkbox"/>
/MF/	10	02/14970	WO	A2	2002-02-21	Gamewalk Limited		<input checked="" type="checkbox"/>
	11							<input type="checkbox"/>

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#### NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T5
	1		<input type="checkbox"/>

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#### EXAMINER SIGNATURE

Examiner Signature	/Michael Friedhofer/	Date Considered	08/01/2007
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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STATEMENT BY APPLICANT**  
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Art Unit	
Examiner Name	
Attorney Docket Number	052460-15US MERB119PCUS

**CERTIFICATION STATEMENT**

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

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That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.  
 Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.  
 None

**SIGNATURE**

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.16. Please see CFR 1.4(d) for the form of the signature.

Signature	William W. Schwarze/	Date (YYYY-MM-DD)	2006-05-03
Name/Print	William W. Schwarze	Registration Number	25918

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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RECORDED 03 MAY 2006

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